



United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

May 20, 2008

VIA HAND DELIVERY

Honorable Denise L. Cote
United States District Judge
United States Courthouse
500 Pearl Street
New York, NY 10007

MEMO ENDORSED

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 6/2/08

**Re: United States v. \$7,105 in United States Currency,
07 Civ. 8802 (DLC)**

Dear Judge Cote:

I am the Assistant U.S. Attorney with responsibility for the above-captioned action. Pursuant to the Court's April 3, 2008 scheduling order in this case, fact discovery was to be completed by yesterday. Due to delays in obtaining documentation from the New York City Police Department, the Government has not been able to complete its outstanding discovery obligations. For this reason, the Government requests a 30-day extension of the time by which the parties must complete fact discovery, to Wednesday, June 18, 2008. I have spoken to counsel for the claimant, Kenneth Francia, regarding this request, and they do not object. The parties do not expect the proposed extension of fact discovery to delay compliance with further deadlines in the scheduling order, including the completion of all expert disclosures by July 14, 2008.

The Government also requests permission to make this request out of time. I was called out of town last week due to a death in the family, and was unable to submit this request prior to my departure for the funeral.

Very truly yours,

MICHAEL J. GARCIA
United States Attorney

By:

Sharon Frase /pw
Sharon E. Frase

Assistant United States Attorney
Telephone: (212) 637-2329

cc: Brandon O'Meara, Esq. (via facsimile)

*Granted, more pro
frase.
Denise Cote
June 2, 2008*